

**To:** Steve Hagle[steve.hagle@tceq.texas.gov]  
**From:** Donaldson, Guy  
**Sent:** Mon 8/21/2017 12:05:59 PM  
**Subject:** FW: EPA's motion to extend in visibility case - court requirement for supplemental filing by this Wed Aug 23

FYI

I imagine the lawyers are going to be getting with yours to get info on the TCEQ process for SIP adoption to address the judge's request for supplemental information.

**From:** Payne, James  
**Sent:** Friday, August 18, 2017 5:17 PM  
**To:** Coleman, Sam <Coleman.Sam@epa.gov>; Stenger, Wren <stenger.wren@epa.gov>; Price, Lisa <Price.Lisa@epa.gov>; Donaldson, Guy <Donaldson.Guy@epa.gov>  
**Cc:** Smith, Suzanne <Smith.Suzanne@epa.gov>; Thomas, Carrie <Thomas.Carrie@epa.gov>; Olszewski, Joshua <olszewski.joshua@epa.gov>; Watson, Lucinda <Watson.Lucinda@epa.gov>  
**Subject:** EPA's motion to extend in visibility case - court requirement for supplemental filing by this Wed Aug 23

**All** – the court is requiring a supplemental filing from EPA by this Wed Aug 23, below, addressing:

“(1) why such a lengthy extension is required (for example, why is TCEQ not able to submit a SIP sooner than March 31, 2018?),

(2) if an extension were not granted, is the EPA prepared to sign for publication a notice promulgating the FIP by September 9, 2017?”

**Sam** – as briefly discussed, Gautam is planning to include us on an email shortly to Justin and Mandy on this, including mentioning the possibility of asking TCEQ for a letter detailing the amount of time it needs.

Jim

214-665-8170

214-490-6707 cell

**From:** Talbert, Stephanie (ENRD) [<mailto:Stephanie.Talbert@usdoj.gov>]  
**Sent:** Friday, August 18, 2017 4:42 PM  
**To:** Srinivasan, Gautam <[Srinivasan.Gautam@epa.gov](mailto:Srinivasan.Gautam@epa.gov)>; Purdy, Angeline (ENRD) <[Angeline.Purdy@usdoj.gov](mailto:Angeline.Purdy@usdoj.gov)>; Eileen McDonough <[eileen.mcdonough@usdoj.gov](mailto:eileen.mcdonough@usdoj.gov)>; Thomas, Carrie <[Thomas.Carrie@epa.gov](mailto:Thomas.Carrie@epa.gov)>; Olszewski, Joshua <[olszewski.joshua@epa.gov](mailto:olszewski.joshua@epa.gov)>; Marks, Matthew <[Marks.Matthew@epa.gov](mailto:Marks.Matthew@epa.gov)>; Anderson, Lea <[anderson.lea@epa.gov](mailto:anderson.lea@epa.gov)>; Smith, Suzanne <[Smith.Suzanne@epa.gov](mailto:Smith.Suzanne@epa.gov)>; Payne, James <[payne.james@epa.gov](mailto:payne.james@epa.gov)>  
**Subject:** Fwd: Activity in Case 1:10-cv-01541-CKK SIERRA CLUB v. UNITED STATES ENVIRONMENTAL PROTECTION AGENCY et al Order

All,

See below. We will only have 3 days to draft a supplement so I will plan to touch base with Carrie as soon as I get in on Monday.

Stephanie

Begin forwarded message:

**From:** <[DCD\\_ECFNotice@dcd.uscourts.gov](mailto:DCD_ECFNotice@dcd.uscourts.gov)>  
**Date:** August 18, 2017 at 3:34:09 PM MDT  
**To:** <[DCD\\_ECFNotice@dcd.uscourts.gov](mailto:DCD_ECFNotice@dcd.uscourts.gov)>  
**Subject:** Activity in Case 1:10-cv-01541-CKK SIERRA CLUB v. UNITED STATES ENVIRONMENTAL PROTECTION AGENCY et al Order

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**U.S. District Court**

**District of Columbia**

**Notice of Electronic Filing**

The following transaction was entered on 8/18/2017 at 5:34 PM and filed on 8/18/2017

**Case Name:** SIERRA CLUB v. UNITED STATES ENVIRONMENTAL PROTECTION AGENCY et al  
**Case Number:** 1:10-cv-01541-CKK  
**Filer:**  
**Document Number:** No document attached

**Docket Text:**

**MINUTE ORDER.** The Court is in receipt of Defendant EPA's [93] Motion to Extend Partial Consent Decree Deadline and [94] Motion to Expedite Consideration of said motion. Plaintiff may file its response to Defendant's motion to extend by **SEPTEMBER 1, 2017**, although if Plaintiff is able to file its response sooner, that will increase the likelihood that the Court can make a timely decision. In its response, Plaintiff should indicate whether it is willing to agree to *any* length of extension, with the condition that there be no further extensions. Further, by no later than **AUGUST 23, 2017**, Defendant shall file a supplement with the Court, explaining (1) why such a lengthy extension is required (for example, why is TCEQ not able to submit a SIP sooner than March 31, 2018?), (2) if an extension were not granted, is the EPA prepared to sign for publication a notice promulgating the FIP by September 9, 2017? Signed by Judge Colleen Kollar-Kotelly on 8/18/2017. (lcckk3)

**1:10-cv-01541-CKK Notice has been electronically mailed to:**

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**1:10-cv-01541-CKK Notice will be delivered by other means to::**

